## BALL JANIK LLP

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September 28, 2005

Honorable Vernon A. Williams Secretary Surface Transportation Board 1925 K Street, N.W. Washington, D. C. 20423

> RE: Finance Docket No. 34527, Maumee & Western Railroad Company and RMW Ventures, LLC-Petition for Declaratory Order-CSX Transportation, Inc. Crossing Rights at Defiance, OH

## **EXPEDITED HANDLING REQUESTED**

**Dear Secretary Williams:** 

CSX Transportation, Inc. ("CSXT") and Maumee & Western Railroad Company ("M&W"), and RMW Ventures LLC ("RMW") respectfully request the Surface Transportation Board ("Board") to grant an extension of the procedural schedule previously sought by the parties. CSXT staff and counsel have been engaged in arranging for trackage rights to reinstitute service to New Orleans in the aftermath of Hurricane Katrina. Counsel for M&W and RMW has a scheduling conflict with the time for replies. Therefore, CSXT, M&W, and RMW propose a revised schedule that would provide for the following:

October 27, 2005 CSXT files its reply.

November 11, 2005 M&W and RMW file their rebuttal.

The parties respectfully request that the Board adopt the above schedule for this proceeding.

PORTLAND, OREGON

Washington, D.C.

BEND, OREGON

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Thank you for your assistance. If you have any questions please call or email either of us.

Sincerely yours,

Richard R. Wilson

Attorney for Maumee & Western Railroad

Company and RMW Ventures LLC

Louis E. Gitomer

Attorney for CSX Transportation, Inc.